IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

LA.App..No. 658 of 2004()

LAR.200/1999 of ADDL.SUB COURT,KOTTAYAM
.....

APPELLANT: RESPONDENT

STATE OF KERALA, REP.BY THE DISTRICT
COLLECTOR, KOTTAYAM.

BY
GOVERNMENT PLEADER SRI.BASANT BALAJI.

RESPONDENTS: CLAIMANTS
---

1. P.C.JOSEPH, PLATHOTTATHIL HOUSE,
PARAMPRAM, MUTTUCHIRA (DIED)

2. ROSAMMA JOSEPH,
W/O. P.C.JOSEPH, PLATHOTTATHIL, PARAMPRAM,
MUTTUCHIRA.

3. JINO JOSEPH S/O. P.C.JOSEPH,
PLATHOTTATHIL, PARAMPRAM, MUTTUCHIRA.

4. MATHEW JOSEPH S/O. P.C.JOSEPH,
PLATHOTTATHIL, PARAMPRAM, MUTTUCHIRA.

5. PRINCE JOSEPH S/O. P.C.JOSEPH,
PLATHOTTATHIL, PARAMPRAM, MUTTUCHIRA.

BY ADV. SRI.M.J.THOMAS

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON I.A.NO.3123/04 IN L.A.A. NO.658 OF 2004

DISMISSED

4.10.2007. SD/- KURIAN JOSEPH, JUDGE.

SD/- HARUN-UL-RASHID, JUDGE.

TGS

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.658 of 2004

Dated 4th October, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal filed against the judgment and decree in L.A.R. No. 200/99 on the file of Sub Court, Kottayam. The acquisition is for the purpose of Muvattupuzha Valley Irrigation Project.

2. It is seen that the enhancement is only 60% over the land value fixed by the Land Acquisition Officer. It is brought to our notice that in several cases this Court has sustained such fixation by granting enhancement at the rate of 60%. Therefore, this appeal is dismissed.

KURIAN JOSEPH, JUDGE.

HARUN-UL-RASHID, JUDGE.

tgs